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AUG 14 2007

**OFFICE OF PETITIONS**

In re Application of  
MOTARD  
Application No.: 10/765,082  
Filing Date: January 28, 2004  
Attorney Docket No.: 12997-25US RM/JR/as

DECISION ON PETITION  
UNDER 37 CFR 1.137(B)

This is a decision on the petition under 37 CFR 1.137(b), filed May 3, 2007, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply in a timely manner to the Notice of Allowability mailed October 17, 2005, which set a statutory period for reply of three (3) months. Accordingly, by operation of law, the above-identified application became abandoned on January 18, 2006.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the required reply; (2) the petition fee; and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the Notice of Allowability is accepted as having been unintentionally delayed.

This application is being referred to the Office of Publications.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3303.

*Bryan Lin*

Bryan Lin  
Legal Examiner  
Office of the Deputy Commissioner  
for Patent Examination Policy